

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Mark Walker**
Docket No. **290118**
L.C. No. **04-000371**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal filed on January 30, 2009, is DISMISSED for lack of jurisdiction because it was not filed within 12 months of the December 13, 2007, order denying a motion for relief from judgment as required by MCR 6.509(A) and MCR 7.205(F)(3). The motion for reconsideration was not filed within 21 days of the December 13, 2007, order and thus it did not extend the time to file the application for leave to appeal. See MCR 7.205(F)(3)(b).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 11 2009
Date

Sandra Schultz Mengel
Chief Clerk